

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

Richard Coleman

v.

Civil No. 11-cv-00359-JL

Ford Motor Company

**ORDER AFTER PRELIMINARY**  
**PRETRIAL CONFERENCE**

The Preliminary Pretrial Conference was held on **September 19, 2011**.

The plaintiff asserts six claims: defective design, defective manufacture, and failure to warn in both negligence and strict liability.

The Discovery Plan (document no. 14) is approved as submitted, with the following changes:

- Close of discovery - **June 15, 2012**
- Close of expert discovery - supplementation deadline - **June 15, 2012**

Plaintiff's expert disclosure - **February 23, 2012**  
Defendant's expert disclosure - **May 23, 2012**

- Jury trial - **November, 2012**

Based on the discussions at the conference, the following are **stricken** without prejudice to being reinstated on request if warranted by the evidence:

- the following affirmative defenses: jurisdiction (insufficient service of process and insufficient process), misuse, statute of limitations, untimely notice.

**Summary Judgment.** The parties and counsel are advised that compliance with Rule 56(e) and Local Rule 7.2(b), regarding evidentiary support for factual assertions, and specification and delineation of material issues of disputed fact, will be required.

**Discovery disputes.** Discovery disputes will be handled by the undersigned judge, as opposed to the Magistrate Judge, in the normal course. No motion to compel is necessary. The party or counsel seeking discovery-related relief should confer with adverse counsel to choose mutually available dates, and then contact the Deputy Clerk to schedule a conference call with the court. The court will inform counsel and parties what written materials, if any, should be submitted in advance of the conference call.

Customary motions to compel discovery, while disfavored by the undersigned judge, are nonetheless permissible. If counsel prefer traditional discovery litigation to the conference call

procedure set forth above, any such motion to compel should expressly request, in the title of the motion, a referral to the United States Magistrate Judge. Such referral requests will normally be granted. If the Magistrate Judge is recused, alternate arrangements will be made.

**SO ORDERED.**



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Joseph N. Laplante  
United States District Judge

Dated: September 20, 2011

cc: Richard Coleman, pro se  
James M. Campbell, Esq.  
Trevor J. Keenan, Esq.